



**CITY OF BUCKEYE
REGULAR COUNCIL MEETING
MAY 17, 2016
MINUTES**

**City Council Chambers
530 E. Monroe Ave.
Buckeye, AZ 85326
6:00 p.m.**

1. Call to Order/Invocation/Pledge of Allegiance/Roll Call

Mayor Meck called the meeting to order at 6:02 p.m. John Morningstar of Buckeye Outreach Ministries led the invocation. Vice Mayor Hess led the Pledge of Allegiance.

Members Present: Councilmember Garza, Councilmember Strauss, Councilmember Orsborn, Councilmember McAchran, Councilmember Heustis, Vice Mayor Hess, and Mayor Meck.

Members Absent: None.

Departments Present: City Manager Stephen Cleveland, Assistant City Manager Roger Klingler, City Attorney Scott Ruby, City Clerk Lucinda Aja, Deputy City Clerk Summer Stewart, Assistant to Council Carol Conley, Police Chief Larry Hall, Finance Director Larry Price, Information Technology Director Greg Platacz, Community Services Director Cheryl Sedig, Human Resources Director Nancy Love, City Engineer Scott Zipprich, Planning Manager Terri Hogan, Library Manager Jana White, and Intergovernmental Affairs Manager George Diaz.

2A. Comments from the Public – None.

2B. Awards/Presentations/Proclamations

City of Maricopa Police Chief Steve Stahl presented a plaque to Chief Hall in recognition of Buckeye Police Department Dispatch services provided to the Maricopa Police Department from 2013 to 2016.

Miranda Gomez, Recreation Manager, announced the City has been designated as a Playful City USA for the fifth consecutive year; reviewed progress made over the last five years related to Parks and Recreation.

Mayor Meck proclaimed the month of May as “Advocates for Individuals with Disabilities Month”.

3. Minutes

A motion was made by Councilmember Orsborn and seconded by Councilmember Heustis to approve the minutes of the April 19, 2016 Council Workshop, April 19, 2016 Regular Council Meeting and Executive Session, and April 26, 2016 Executive Session and Special Council Meeting. Motion passed unanimously.

4. Expenditures

A motion was made by Councilmember Orsborn and seconded by Councilmember McAchran to ratify the payment of the accounts payable expenditures made. Copies of invoices are available at City Hall. Motion passed unanimously.

CONSENT AGENDA ITEMS

Approval of items on the Consent Agenda - All items with an (*) are considered to be routine matters. A motion was made by Councilmember Heustis and seconded by Councilmember Orsborn to approve Consent Items *5A., *5B., *5C., *5D., *5E., and *5F. Motion passed unanimously.

***5. New Business**

- *5A. Council to take action on Resolution No. 32-16 authorizing the submission of a Grant Application to the Firehouse Subs Public Safety Foundation relating to funding the purchase of an all-terrain vehicle for the City of Buckeye Fire Department; authorizing the acceptance of any resulting grant award; and authorizing the City Manager and City Fire Chief to execute and deliver the resulting Grant Agreement on behalf of the City.**

Staff Liaison: Bob Costello, Fire Chief

Council adopted Resolution No. 32-16 authorizing the submission of a Grant Application to the Firehouse Subs Public Safety Foundation relating to funding the purchase of an all-terrain vehicle for the City of Buckeye Fire Department; authorizing the acceptance of any resulting grant award; and authorizing the City Manager and City Fire Chief to execute and deliver the resulting Grant Agreement on behalf of the City.

- *5B. Council to take action on approval of the Legal Services Agreement between the City of Buckeye and Edwards & Ginn, P.C. for legal services to be provided to the Buckeye Police Department for Fiscal Year 2016-2017; authorizing the expenditure of funds for payment of services under said Agreement in an amount not to exceed \$30,000; and authorizing the City Manager to execute and deliver said Agreement on behalf of the City.**

Staff Liaison: Larry Hall, Police Chief

Council approved the Legal Services Agreement between the City of Buckeye and Edwards & Ginn, P.C. for legal services to be provided to the Buckeye Police Department for Fiscal Year 2016-2017; authorized the expenditure of funds for payment of services under said Agreement in an amount not to exceed \$30,000; and authorized the City Manager to execute and deliver said Agreement on behalf of the City.

- *5C. Council to take action on Ordinance No. 09-16 extending and increasing the corporate limits of the City of Buckeye, Maricopa County, State of Arizona, pursuant to the provisions of Title 9, Chapter 4, Article 7, Arizona Revised Statutes and Amendments thereto, by annexing/transferring a tract of approximately 5.2 acres of Maricopa Right-of-Way generally located on Lower Buckeye Road between Watson and Rainbow Roads.**

Staff Liaison: Sean Banda, Planner II

Council adopted Ordinance No. 09-16 extending and increasing the corporate limits of the City of Buckeye, Maricopa County, State of Arizona, pursuant to the provisions of Title 9, Chapter 4, Article 7, Arizona Revised Statutes and Amendments thereto, by annexing/transferring a tract of approximately 5.2 acres of Maricopa Right-of-Way generally located on Lower Buckeye Road between Watson and Rainbow Roads.

- *5D. Council to take action on a Replat of Parcel 3.301 (PLZ-16-00006) located at the southeast corner of Heritage Street and Thomas Road within the Verrado Master Planned Community.**

Staff Liaison: Sean Banda, Planner II

Council approved a Replat of Parcel 3.301 (PLZ-16-00006) located at the southeast corner of Heritage Street and Thomas Road within the Verrado Master Planned Community.

- *5E. Council to take action on a Replat of Parcel 3.306 (PLZ-16-00007) located at the northeast corner of Heritage Street and Thomas Road within the Verrado Master Planned Community.**

Staff Liaison: Sean Banda, Planner II

Council approved a Replat of Parcel 3.306 (PLZ-16-00007) located at the northeast corner of Heritage Street and Thomas Road within the Verrado Master Planned Community.

- *5F. Council to take action on a Replat of Parcel 3.311 (PLZ-16-00008) located at the southwest and northwest corners of Heritage Street and Thomas Road within the Verrado Master Planned Community.**

Staff Liaison: Sean Banda, Planner II

Council approved a Replat of Parcel 3.311 (PLZ-16-00008) located at the southwest and northwest corners of Heritage Street and Thomas Road within the Verrado Master Planned Community.

6. Continued / Tabled Items - None.

7. Public Hearings / Non-Consent - New Business

- 7A. Council will hold a Public Hearing and take action on Ordinance No. 07-16 amending the Zoning Map of the City of Buckeye on approximately 0.37 acres, generally located at the southwest corner of Clanton Avenue and 5th Street, from the Mixed Residential (MR) Zoning District to Single Family 3 (SF-3) Zoning District.**

Staff Liaison: Andrea Marquez, Planner II

Mayor Meck opened a public hearing at 6:10 p.m. to hear citizen input regarding Ordinance No. 07-16 amending the Zoning Map of the City of Buckeye on approximately 0.37 acres, generally located at the southwest corner of Clanton Avenue and 5th Street, from the Mixed Residential (MR) Zoning District to Single Family 3 (SF-3) Zoning District. Ms. Marquez provided an overview of the request. The subject property is located in the historic downtown Buckeye area, south of MC85, and lies on the southwest corner of East Clanton Avenue and South 5th Street in District 2. There are currently two detached single family residential structures on the property on

one lot. The property owner is pursuing a minor land division to create two separate lots for the existing structures. The MR Zoning is an obsolete zoning district; therefore, staff has recommended the rezone to SF-3 in order to meet development standards. The rezone is in conformance with State Statute and the City's Development Code; there are no outstanding issues from reviewing departments. The Planning and Zoning Commission recommend approval. There being no further comment, Mayor Meck closed the public hearing at 6:13 p.m. A motion was made by Councilmember Heustis and seconded by Councilmember Orsborn to adopt Ordinance No. 07-16 amending the Zoning Map of the City of Buckeye on approximately 0.37 acres, generally located at the southwest corner of Clanton Avenue and 5th Street, from the Mixed Residential (MR) Zoning District to Single Family 3 (SF-3) Zoning District. Motion passed unanimously.

- 7B. Council will take action on Resolution No. 23-16 approving the Purchase and Sale Agreement between the City of Buckeye, Arizona and Maricopa County, Arizona, for the purchase of approximately two acres of improved real property located at 110 East Irwin Avenue in Buckeye, Arizona, for a purchase price of \$229,927.68 plus acquisition and closing costs; authorizing the expenditure of \$462,531 for information technology infrastructure and facility improvements costs; authorizing the total acquisition and improvements costs in an amount not to exceed \$692,458.68 to be funded from Government Impact Fees and Council Contingency Funds; authorizing the Mayor to execute and deliver the Purchase and Sale Agreement.**

Staff Liaison: Scott Lowe, Public Works Director

Mr. Lowe provided an overview of the Purchase and Sale Agreement. Maricopa County currently owns the property located at 110 East Irwin Avenue in Buckeye (Irwin Property). A vicinity map was displayed. The facility that is located on the property is approximately 3,281 square feet with parking and an additional approximate one acre that is currently utilized as a sports field associated with the Earl Edgar recreation facility. The facility has stood vacant since 2009 and will need improvements, including IT infrastructure upgrades. Purchase of the property will provide needed office and program storage space for the Community Services Department. A motion was made by Councilmember Heustis and seconded by Councilmember Strauss to adopt Resolution No. 23-16 approving the Purchase and Sale Agreement between the City of Buckeye, Arizona and Maricopa County, Arizona, for the purchase of approximately two acres of improved real property located at 110 East Irwin Avenue in Buckeye, Arizona, for a purchase price of \$229,927.68 plus acquisition and closing costs; authorizing the expenditure of \$462,531 for information technology infrastructure and facility improvements costs; authorizing the total acquisition and improvements costs in an amount not to exceed \$692,458.68 to be funded from Government Impact Fees and Council Contingency Funds; authorizing the Mayor to execute and deliver the Purchase and Sale Agreement. Motion passed unanimously.

- 7C. Council will take action on Resolution No. 30-16 approving an Amendment to an Intergovernmental Agreement (IGA) between the City of Buckeye Arizona and Maricopa County, Arizona terminating said Agreement simultaneously with the conveyance of approximately two acres of real property (Irwin Property) from Maricopa County to the City of Buckeye; and authorizing the Mayor to execute and deliver said Amendment terminating the Intergovernmental Agreement.**

Staff Liaison: Scott Lowe, Public Works Director

Mr. Lowe provided an overview of the IGA Amendment. Maricopa County currently owns the Irwin Property located at 110 East Irwin Avenue in Buckeye. The parcel includes one acre of

vacant land which was utilized by the City under an IGA. The parties wish to terminate this IGA because the vacant land is included as part of the conveyance of all real property contained in the parcel through a Purchase and Sale Agreement. A motion was made by Councilmember Heustis and seconded by Vice Mayor Hess to adoption Resolution No. No. 30-16 approving an Amendment to an Intergovernmental Agreement (IGA) between the City of Buckeye Arizona and Maricopa County, Arizona terminating said Agreement simultaneously with the conveyance of approximately two acres of real property (Irwin Property) from Maricopa County to the City of Buckeye; and authorizing the Mayor to execute and deliver said Amendment terminating the Intergovernmental Agreement. Motion passed unanimously.

7D. Council will take action on Resolution No. 31-16 approving a summer Council meeting schedule by cancelling the Regular City Council meetings scheduled for July 19, 2016 and August 16, 2016 and holding one Council meeting in the months of July and August.

Staff Liaison: Lucinda Aja, City Clerk

Ms. Aja provided an overview of the request to cancel two meetings during the summer months. Buckeye City Code, Chapter 2-4-1, authorizes the cancellation of regular meetings when appropriate by majority vote of the City Council. The cancellation will be posted legally, with ample time for the public to plan for the cancellation. A motion was made by Councilmember Heustis and seconded by Councilmember McAchran to adopt Resolution No. 31-16 approving a summer Council meeting schedule by cancelling the Regular City Council meetings scheduled for July 19, 2016 and August 16, 2016 and holding one Council meeting in the months of July and August. Motion passed unanimously.

8. City Manager's Report and Government Relations

Chief Hall invited Council, residents and staff to the ribbon cutting for the substation located at Sundance Crossing scheduled for May 26, 2016 at 9:00 a.m.; stated the assessment has begun by the Commission on Accreditation for Law Enforcement Agencies (CALEA).

Mr. Lowe stated it is currently Public Works Week; equipment from the department was displayed at Festival Foothills Elementary School.

9. Comments from the Mayor and Council

Councilmember Garza: no comment.

Councilmember Strauss: no comment.

Councilmember Orsborn: no comment.

Councilmember McAchran: no comment.

Councilmember Heustis: stated it is currently Police Week and thanked the Police Officers for their service; reminded residents and staff there is an All Faith Community Services water drive being held and donations of water bottles are now being accepted.

Vice Mayor Hess: no comment.

Mayor Meck: no comment.

10. Council will make a motion to adjourn the meeting.

A motion was made by Councilmember Orsborn and seconded by Vice Mayor Hess to adjourn the meeting at 6:24 p.m. Motion passed unanimously.

Jackie A. Meck, Mayor

ATTEST:

Lucinda J. Aja, City Clerk

I hereby certify that the foregoing minutes are a true and correct copy of the Regular Council Meeting held on the 17th day of May, 2016. I further certify that a quorum was present.

Lucinda J. Aja, City Clerk